



Docket No.: KC-0128

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Confirmation No.: **8512**
Neil Bonnette GRAHAM and Charles Group Art Unit: **3644**
MARTIN
Serial No.: **10/522,539** Examiner: **Francis T. Palo**
Filed: **January 27, 2005** Customer No.: **34610**
For: **PLANT WATERING SYSTEM**

REPLY TO ELECTION/RESTRICTION REQUIREMENT

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

In reply to the Restriction/Election Requirement mailed on October 6, 2006, Applicant hereby elects Group I (claims 1-21), with traverse. Applicant also further elects Sub-Group 1B, with traverse. Further, within Sub-Group IB, Applicant elects Species 90-, where the bag material has an air water surface contact angle of less than 90 degrees, with traverse. It is respectfully submitted that at least claims 1, 3-18, 20 and 21 are readable on the elected species. Further, it is respectfully submitted that claims 1, 4-17, 20 and 21 all generic to all of the identified species. Thus, if any of these claims are allowed, rejoinder and examination of the claims directed to the non-elected species is respectfully requested.

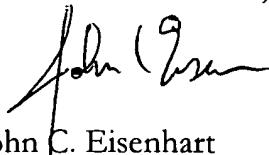
It is respectfully submitted that the subject matter of each of the designated inventions is sufficiently related that a thorough search for the subject matter of each of the designated

inventions would encompass a search for the subject matter of the remaining designated inventions. Thus, it is respectfully submitted that the search and examination of the entire application could be made without serious burden. See MPEP §803 in which it states that "if the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions." It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicant and duplicative examination by the U.S. Patent and Trademark Office.

Applicants respectfully submit that this application is in condition for allowance. Favorable consideration and prompt allowance of the application is respectfully requested.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,
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Date: November 6, 2006

Please direct all correspondence to Customer Number 34610

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